

4873. Adulteration and misbranding of pepper. U. S. * * * v. 10 Boxes of Pepper. * * * U. S. * * * v. 50 Boxes of Pepper. Order of court releasing product on bond. (F. & D. Nos. 6732, 6733. I. S. Nos. 3078-k, 3079-k. S. Nos. E-357, E-358.)

On July 15, 1915, the United States attorney for the Western District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 10 ten-pound boxes and 50 ten-pound boxes of pepper, remaining unsold in the original unbroken packages at Lynchburg, Va., alleging that the article had been shipped by the W. H. Crawford Co., Baltimore, Md., and transported from the State of Maryland into the State of Virginia, and charging adulteration and misbranding in violation of the Food and Drugs Act.

Adulteration of the article was alleged in substance in the libels for the reason that it contained added pepper shells, in violation of section 7, paragraphs 1 and 2 under food, of the Food and Drugs Act.

Misbranding was alleged for the reason that the article was labeled "Pepper," when, in fact, it was a mixture of pepper and pepper shells, in violation of section 8, first general paragraph, and paragraph 2, under food, of said Food and Drugs Act.

On September 27, 1915, the said W. H. Crawford Co., claimant, having paid the costs of the proceedings and tendered bond, in conformity with section 10 of the act, which bond was approved and accepted by the court, it was ordered that the article should be delivered to said claimant.

CARL VROOMAN, *Acting Secretary of Agriculture.*